Auc. Dkt. No. HCTVP002

(Revised 3/29/99)

## **DECLARATION AND POWER OF ATTORNEY** FOR ORIGINAL U.S. PATENT APPLICATION

Atterney's Docket No . IC TV P002

As a below-named inventor. I hereby declare that: My residence, post office address and entizenship are as stated below next to my name I believe that I am the original, first and sole inventor (it only one name is listed below) or an original, first and joint inventor (it plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled: METHOD AND APPARATUS FOR A CABLE TV SERVER the specification of which. is attached hereto (check one) was filed on \_\_\_\_\_\_\_ us U.S. Application No. and was amended on \_\_\_\_\_\_ was filed on \_\_\_\_\_\_\_as International PCT Application No ...... I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims as amended by any amendment referred to above. I acknowledge the duty to disclose information which is material to the examination of this application in accordance with Litle 37. CFR § 1.56 Prior Foreign Application(s) Thereby claim foreign priority benefits under Tule 35.1 miled States code, § 119(a)-(d) or § 365(h) of any foreign applicationis) for patent or inventor's certificate, or § 365(a) of any PCT International application which designated at least one country other than the United States, listed below and have identified below, by checking the box, any foreign application for patent of inventor's certificate, or PCT International application having a tiling date before that of the application on which priority is claimed: Priority Benefits Claimed" Yes (1 ding Date) (Application No.) (Country) Yes No (Filing Date) (Country) (Application No.) Provisional Application(s) Thereby claim the benefit under 35 U.S.C. \$119(e) of any United States provisional application(s) listed below May 5, 2000 60/202.338 (Filing Date) (Application No.) (Filing Date) (Application No.) (Filing Date) (Application No.) Page 1 of 3

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## Prior U.S. Application(s)

Thereby claim the benefit under Title 35, United States Code § 120 of any United States application(s), or § 365(c) of any PC1 International application designating the United States, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT International application in the manner provided by the first paragraph of Title 35, United States Code, § 112, I acknowledge the duty to disclose information which is material to patentability as defined in Title 37. Code of Federal Regulations § 1.56 which became available between the filing date of the prior application and the national or PC1 international filing date of this application

(Application No.)	(Filing Date)	(Status - patented, pending, ahandoned)
(Application No.)	(I thing Date)	(Status - patented, pending, abandoned)

## Power of Attorney

And I hereby appoint Charles C. Cary, Reg. No. 36, 764 and Robert H. Kelly, Reg. No. 33,922, all of the law firm of CARY & KELLY, LLP 1875 Charleston Road, Mountain View, California, 94043, and all practitioners who are associated with this firm as my principal attorneys to prosecute this application and to transact all business in the Patent and I rademark Office connected therewith

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I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true, and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under section 1001 of Title 18 of the United States Code, and that such willful false statements may icopardize the validity of the application or any patent issuing thereon

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